

ENTERED

May 22, 2024

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

INTELLI SHOP INC.,

Plaintiff,

VS.

FEDEX CORPORATION, *et al.*,

Defendants.

§
§
§
§
§
§
§
§

CIVIL ACTION NO. 4:24-CV-00074

ORDER

Before the Court is United States Magistrate Judge Yvonne Y. Ho's Memorandum and Recommendation filed on May 3, 2024. Doc. #19. The deadline for filing objections has passed, and no objections have been filed. Pursuant to Federal Rule of Civil Procedure 72(b), the Court has reviewed the Memorandum and Recommendation for clear error. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989). Finding no clear error, the Court adopts the Memorandum and Recommendation in its entirety.

Therefore, Defendant FedEx Ground Package System, Inc.'s ("FedEx Ground") and FedEx Freight, Inc.'s Original Motion to Dismiss is hereby GRANTED IN PART. Doc. #6. FedEx Ground's Renewed Motion to Dismiss is GRANTED. Doc. #18. Accordingly, Plaintiff Intelli Shop, Inc.'s negligence/bailment claim is DISMISSED. In all other respects, the Original Motion to Dismiss is DENIED as MOOT. Moreover, FedEx Corp., Federal Express Corp., and FedEx Freight, Inc. are hereby DISMISSED from this case.

It is so ORDERED.

MAY 20 2024

Date

A handwritten signature in black ink, appearing to be 'AHB' with a long, sweeping flourish extending to the right.

The Honorable Alfred H. Bennett
United States District Judge